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Declaration Of Mr. Gianfranco Dragotti

Attorney Docket No.: SAIC 20.557 (100788-00064)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Oliviero DOLCI  
Confirmation No.: 2966  
Serial No.: 10/642,999  
Filed: August 14, 2003  
Title: BOOK  
Examiner: Monica Smith Carter  
Group Art Unit: 3722

CERTIFICATION OF FACSIMILE TRANSMISSION  
I hereby certify that this paper is being facsimile  
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December 19, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION OF MR. GIANFRANCO DRAGOTTI

S I R:

I, Gianfranco Dragotti, being able to read, write, and understand the English language, declare as follows:

1. I am a European Patent Attorney and am authorized under relevant national law to represent clients before the European Patent Office (EPO).
2. I have been a European Patent Attorney for 26 years. In that capacity, I have personally prosecuted more than 300 applications to grant before the EPO and am familiar with practice before this office.
3. I am familiar with both the present application and the European Patent 1,057,508 ('508 patent) cited as a reference anticipating some of the claims of the present application.
4. My law office prosecuted the '508 patent to grant. I, however, did not prosecute the '508 patent.
5. I am familiar with the Office Action dated August 19, 2005 in the present application and in particular that the '508 patent is cited for disclosing a book comprising a plurality of book sections, each section comprising at least one page of a first plurality of pages having a first page type and at least one page of a second plurality of pages having a second page type. The Examiner has cited in support thereof col. 1, lines 12-28.

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6. It is my believe based on experience that the Examiner is incorrect in her determination that the '508 patent anticipates the present invention. Under EPO patent practice had there been a second page type a further reference numeral would be required for such a page type.
7. The second page type would need to be based on an objective reading of the '508 patent, it appears to me that the '508 patent discloses solely on 1 page type and that the section of col. 1, lines 12-18 discloses alternative materials.
8. I declare that all statements made herein are of my own knowledge and are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

  
SignatureGianfranco DRAGOTTI  
Printed NameDecember 19, 2005  
Date